IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

WP(C).No. 5661 of 2007(Y)

PETITIONER:

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1. P.T. ZACHARIA, S/O.P.L.THOMAS,
   AGED 53 YEARS, SUB REGISTRAR,
   KUTTANALLUR, THRISSUR DISTRICT.

2. THOMAS JOHN, S/O.T.S.JOHN,
   AGED 49 YEARS, JUNIOR SUPERINTENDENT,
   SUB REGISTRAR OFFICE, CHALAPPURAM,
   KOZHIKODE DISTRICT.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
   THE SECRETARY TO GOVERNMENT, TAXES DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. THE INSPECTOR GENERAL OF REGISTRATION,
   TRIVANDRUM.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 5661 OF 2007

Dated this the 20th February, 2007.

JUDGMENT

The first petitioner is working as Sub Registrar and the second petitioner as Junior Superintendent. The second respondent has published the seniority list of L.D.Clerks evidenced by Exts.P5 and P5(a). The first petitioner is seen included in Ext.P5 list and the second petitioner is seen included in Ext.P5(a) list. The petitioners feel that the place assigned to them in the respective seniority list is far below the place to which they are entitled to. They have invoked the statutory remedy under Rule 27B of Part II K.S & S.S.R and have approached the first respondent-Government by filing Exts.P6 and P6(a) appeals. Counsel for the petitioners submits that unless directions are issued by this Court inordinate delay may occur in taking final decision on Exts.P6 and P6(a) appeals.

2. I have heard the Govt. Pleader also. In the nature of the reliefs prayed for, I am inclined to dispose of the writ petition directing the first respondent to pass appropriate orders. Accordingly the writ petition is disposed of directing the first respondent to consider Exts.P6 and P6(a) after notice to the petitioners and others, if any, who may be affected in the event of any

intervention by the Government invoking Rule 27B of Part II K.S & S.S.R and to pass orders within two months from the date of receipt of a copy of the judgment. The petitioners shall produce a copy of the judgment and copy of the writ petition before the first respondent for information and compliance.

K.K.DENESAN
Judge

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